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**IN THE UNITED STATES BANKRUPTCY COURT
 FOR THE DISTRICT OF NEVADA**

In re:
 INFINITY CAPITAL MANAGEMENT, INC.
dba INFINITY HEALTH CONNECTIONS,
 Debtor.

Case No. 21-14486-abl
 Chapter 7

HASELECT-MEDICAL RECEIVABLES
 LITIGATION FINANCE FUND
 INTERNATIONAL SP,

Adversary Case No. 21-01167-abl

Plaintiff,

v.

TECUMSEH–INFINITY MEDICAL
 RECEIVABLES FUND, LP,

Defendant.

**EX PARTE APPLICATION FOR
 ORDER SHORTENING TIME TO
 HEAR MOTION TO PARTIALLY
 STRIKE PLAINTIFF'S REPLY IN
 SUPPORT OF ITS MOTION FOR
 PARTIAL SUMMARY JUDGMENT
 AS TO CERTAIN 1-F, 1- I, AND 1-J
 ACCOUNTS [ECF NO. 205]**

HASELECT-MEDICAL RECEIVABLES
 LITIGATION FINANCE FUND
 INTERNATIONAL SP, et al.,

Counter-Claimant,

v.

TECUMSEH–INFINITY MEDICAL
 RECEIVABLES FUND, LP, et. al.,

Counter-Defendants.

Hearing Date: Ex Parte
 Time: Ex Parte

**EX PARTE APPLICATION FOR ORDER SHORTENING TIME TO HEAR
MOTION TO PARTIALLY STRIKE PLAINTIFF'S REPLY IN SUPPORT OF ITS
MOTION FOR PARTIAL SUMMARY JUDGMENT AS TO CERTAIN 1-F, 1- I, AND 1-
J ACCOUNTS [ECF NO. 205]**

Party in interest Tecumseh–Infinity Medical Receivable Fund, LP, (“**Tecumseh**”), by and through its counsel, the law firms of Garman Turner Gordon LLP and Akerman LLP, hereby respectfully submits its *ex parte* application (“**Application**”), requesting entry of an order shortening time, substantially in the form attached hereto as **Exhibit A**, to hear the *Motion to Partially Strike Plaintiff's Reply in Support of Its Motion for Partial Summary Judgment as to Certain 1-F, 1- I, and 1-J Accounts* (“**Motion**”).¹

Tecumseh respectfully requests that the Motion be heard on shortened time when the Court’s at the time of the hearing on Plaintiff’s Motion for Partial Summary Judgment as to Certain 1-F, 1-I, and 1-J Accounts (“**MPSJ**”) (March 30, 2023 at 9:30am). Tecumseh anticipates that the argument on the Motion will be ancillary to the argument on the MPSJ and will take approximately twenty (20) additional minutes.

This Application for order shortening time is made and based upon Bankruptcy Rule 9006, the declaration of Jared M. Sechrist, Esq. (“**Sechrist Decl.**”) and the points and authorities set forth below, the Attorney Information Sheet filed herewith, and the papers and pleadings on file herein, judicial notice of which is respectfully requested.

**I.
DECLARATION OF JARED M. SECHRIST, ESQ.**

I, Jared M. Sechrist, make this Declaration under 28 U.S.C. § 1746 and state as follows:

1. I am over the age of 18 and am mentally competent.
2. I am an attorney at Garman Turner Gordon LLP, counsel for Tecumseh in the above-captioned case. As such, I have personal knowledge of the facts stated in this Declaration, except where stated upon information and belief, and as to facts stated upon information and belief, I am informed of those facts and believe them to be true. If called upon to testify as to the matters

¹ All capitalized undefined terms used herein shall be ascribed the definitions of the Motion unless otherwise noted.

1 herein, I could and would do so.

2 3. As set forth in the Motion, Tecumseh's counsel discovered upon review of
3 Plaintiff's reply in support of the MPSJ that Plaintiff had raised additional arguments for the first
4 time that were not addressed in the MPSJ or in Tecumseh's opposition thereto.

5 4. As addressed in the Motion, Tecumseh seeks to strike those arguments.

6 5. As the Motion pertains to issued directly related to the Court's consideration of the
7 MPSJ, Tecumseh respectfully requests the Motion be set on shortened time such that it is heard at
8 the same time as the MPSJ.

9 6. On March 23, 2023, I sent an email to Plaintiff's counsel, Bart Larsen, asking
10 whether he would consent to having the Motion heard on shortened time, specifically, at the time
11 of the hearing on the MPSJ. Mr. Larsen responded that same day, advising that he consented. A
12 true and correct copy of my email communication with Mr. Larsen in this regard is attached hereto
13 as **Exhibit B**.

14 7. I estimate hearing the Motion will require an additional twenty (20) minutes of
15 argument at the hearing on the MPSJ.

16 8. This request is made in good faith and not for purpose of delay or any other dilatory
17 purpose.

18 I declare under penalty of perjury of the laws of the United States that these facts are true
19 to the best of my knowledge and belief.

20 DATED this 23rd day of March 2023.

21 By: /s/Jared M. Sechrist

22 **II.**
23 **LEGAL ARGUMENT**

24 Section 105 of the Bankruptcy Code allows this Court to issue such orders as are necessary
25 to carry out the provisions of this title. *See* 11 U.S.C. § 105. Bankruptcy Rule 9006(c)(1) generally
26 permits a bankruptcy court, for cause shown and, in its discretion, to reduce the period during
27 which any notice is given in accordance with the Bankruptcy Rules. In particular, Bankruptcy
28 Rule 9006(c)(1) provides:

[e]xcept as provided in paragraph (2) of this subdivision, when an act is required or allowed to be done at or within a specified time by these rules or by a notice given thereunder or by order of court, the court for cause shown may in its discretion with or without motion or notice order the period reduced.

FED. R. BANKR. P. 9006(c)(1).

Local Rule 9006 provides further authority for shortening the time for a hearing. According to Local Rule 9006(b), every motion for an order shortening time must be accompanied by an affidavit stating the reasons for an expedited hearing. As set forth in the Sechrist Declaration, good cause exists to hear the Motion on shortened time and particularly to hear the Motion at the hearing on the MPSJ.

Local Rule 9006 also requires the moving party to submit an Attorney Information Sheet indicating whether opposing counsel was provided with notice, whether opposing counsel consented to the hearing on an order shortening time, the date counsel was provided with notice, and how notice was provided or attempted to be provided. The Attorney Information Sheet filed contemporaneously with this Application reflects that HASelect has consented to a hearing on shortened time.

III. **CONCLUSION**

WHEREFORE, Tecumseh respectfully requests that the Court grant this Application and issue an order shortening time in substantially the form attached hereto as **Exhibit A** to hear the Motion on March 30, 2023 at 9:30 a.m. Tecumseh requests such other and further relief as the Court deems just and proper.

DATED this 23rd day of March 2023.

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